

SANPETE COUNTY COMMISSION MEETING

May 5, 2009, 10:00 A.M.

Sanpete County Courthouse, 160 North Main, Room 303, Manti, Utah

Present are: Commission Chair Claudia Jarrett, Commissioners Spencer Cox and Steve Frischknecht, County Attorney Ross Blackham, and County Clerk Sandy Neill. Present from the media is C.R. Truitt.

Meeting is called to order by Commission Chair Claudia Jarrett.

CLAIMS

Auditor Ilene Roth is present. Commissioner Frischknecht makes a motion to approve the payment of claims #319869 through #320013. Commissioner Cox seconds the motion, and the motion passes.

APPROVAL TO SIGN PAYMENT REQUEST AND PROGRESS REPORT FROM JONES AND DEMILLE FOR THE AXTELL BRIDGE OVER THE SEVIER RIVER

Motion is made by Commissioner Cox to approve the signature of the chair on the payment request from Jones & DeMille to UDOT for \$3,577.32. The motion is seconded by Commissioner Frischknecht, and the motion passes.

AWARD OF BID TO INSTALL AIR CONDITIONING SYSTEM FOR COMPUTER SERVER ROOM

Motion is made by Commissioner Frischknecht to award the bid to Stallings to install an air conditioning system for the server room at a cost of \$3,895.00, and to contract with Andy Cox to perform the electrical work for this installation at a cost of \$950.00. The motion is seconded by Commissioner Cox, and the motion passes.

RESOLUTION TO ESTABLISH THE FEDERAL MINERAL LEASE SPECIAL SERVICE DISTRICT ASSET FORTH IN THE AMENDED NOTICE OF INTENTION TO CREATE THE DISTRICT AND TO APPOINT AN ADMINISTRATIVE CONTROL BOARD FOR THE DISTRICT, AND RELATED MATTERS

No protests were received. Motion is made by Commissioner Cox to adopt Resolution #05-05-09, establishing the Federal Mineral Lease Special Service District. The appointment of board members will be deferred until a later date. The motion is seconded by Commissioner Frischknecht, and the motion passes.

APPROVAL OF RIGHT-OF-WAY FOR CENTRAL UTAH TELEPHONE ON PIGEON HOLLOW ROAD AND CRAWFORD ROAD

Motion is made by Commissioner Frischknecht to approve the right-of-way for Central Utah Telephone on the Pigeon Hollow Road and Crawford Road. The motion is seconded by Commissioner Jarrett, and the motion passes. Commissioner Cox abstained from voting due to a conflict of interest.

SHERIFF KEVIN HOLMAN: APPROVAL TO HIRE TRACY MORTENSEN AS A PART-TIME EMPLOYEE; APPROVAL TO OPEN DETECTIVE RECRUITMENT; APPROVAL TO SPEND 2009 JAG STIMULUS GRANT

Sheriff Kevin Holman is present. Motion is made by Commissioner Cox to approve the hiring of Tracy Mortensen as a part-time employee at the rate of \$8.15 per hour effective after May 7, 2009, conditional upon successful completion of testing. The motion is seconded by Commissioner Frischknecht, and the motion passes. Several of the police chiefs in Sanpete have decided for various reasons not to participate in the Central Utah Narcotics Task Force. Juab County was contacted to see if they would be interested in forming a new task force. Nephi City and Juab County have agreed to apply grant money towards a new task force between Juab and Sanpete County. Sheriff Holman is proposing to use part of the new grant money that he believes will be available for three years to hire an additional officer to work along with the officer already working on the task force. Motion is made by Commissioner Frischknecht to approve the posting of a detective position for the Sheriff's Office contingent on grant money being available. The motion is seconded by Commissioner Cox, and the motion passes. Motion is made by Commissioner Cox to approve spending \$11,971.00 from the Justice Assistance Grant (JAG) to be used to outfit the new task force officer (or to spend the JAG money on equipment if the officer is not hired). The motion is seconded by Commissioner Frischknecht, and the motion passes.

Motion is made by Commissioner Frischknecht to go into executive session to discuss possible litigation. The motion is seconded by Commissioner Cox, and the motion passes.

EXECUTIVE SESSION

Motion is made by Commissioner Cox to go out of executive session. The motion is seconded by Commissioner Frischknecht, and the motion passes.

Motion is made by Commissioner Cox to adjourn Commission meeting until after lunch. The motion is seconded by Commissioner Frischknecht, and the motion passes.

APPROVAL OF MINUTES

Motion is made by Commissioner Frischknecht to approve the minutes from April 21, 2009 with minor corrections. The motion is seconded by Commissioner Cox, and the motion passes.

DENNIS AND DEBRA WARD: APPROVAL OF 4 LOT SUBDIVISION ON S 6738x1

Lee Holmstead and Dennis and Debra Ward are present. The road to this subdivision is now graveled. Motion is made by Commissioner Cox to approve the 4 lot minor subdivision on S 6738x1 for the Wards. The motion is seconded by Commissioner Frischknecht, and the motion passes.

WILLIAM WINTER: REQUEST FOR VARIANCE ON ROAD WIDTH REQUIREMENT AT 400 EAST 8000 NORTH, EPHRAIM

Lee Holmstead and William Winter are present. Mr. Winter is asking for a variance on the road width requirement to build a home. Mr. Winter explains that after they purchased the property, they found that the property was 90 feet away from the county road, instead of fronting the road. They made attempts to purchase the property between them and the road, and were unsuccessful. They went to court and received a judgment in their favor, giving them a 20 foot easement. The County requires a forty foot road. Lee Holmstead denies Mr. Winter's request for a 20 foot road. Mr. Winter can appeal this to the Board of Adjustments.

BROOK BOWHUIS: APPROVAL OF MASS GATHERING PERMIT FOR HEAVEN EARTH AT WINDWALKER ON JUNE 5-7, 2009

Brook Bowhuis is present, and is requesting a mass gathering permit for a festival to be held at Windwalker on June 5-7, 2009. She has met with the health department to be sure they are in compliance. They will not be selling alcohol, and have addressed the problems with the noise level. They plan to hire an outside security team. Wristbands will be given to all, and those that are 21 years or older will have that displayed on their wristband. The Commission ask that they meet with the sheriff, meet all the requirements set, then come back to the Commission for authorization.

JOLENE BLACKBURN WITH CENTRAL UTAH COUNSELING CENTER: UNIVERSITY OF UTAH SCHOOL OF ALCOHOLISM AND DRUG ABUSE SCHOLARSHIP

Jolene Blackburn is present. Motion is made by Commissioner Cox to authorize spending \$2,136.00 for the University of Utah School of Alcoholism and Drug Abuse Scholarship with the funds to come from the commission services account. The motion is seconded by Commissioner Frischknecht, and the motion passes.

EARTH STEWARDSHIP FOUNDATION DBA STEWARDSHIP RANCHES LLC: REQUEST FOR TAX EXEMPTION

Tom Mower, Whit Hill, and Curtis Hoffman are present. This matter will be heard at the Board of Equalization meeting to follow this meeting.

Motion is made by Commissioner Cox to adjourn. The motion is seconded by Commissioner Frischknecht, and the motion passes.

The meeting is adjourned at 3:22 P.M.

ATTEST: Sandy Neill
Sandy Neill
Sanpete County Clerk

APPROVED: Claudia Jarrett
Claudia Jarrett
Commission Chair